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Attorneys for Defendants County of  
Siskiyou; Jeremiah LaRue and Jesus  
Fernandez, in their official capacities  
as members of the Siskiyou County  
Sheriff's Department and in their individual  
capacities; Brandon Criss, Ed Valenzuela,  
Michael N. Kobseff, Nancy Ogren, and  
Ray A. Haupt, in their official capacities  
as members of the Siskiyou County Board  
of Supervisors and in their individual  
capacities; Edward Kiernan, in his official  
capacity as County Counsel for Siskiyou  
County and in his individual capacity;  
and DOES 1-100.

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

SACRAMENTO DIVISION

Dilevon Lo, Jerry Vang, Nathan Thao, Mao  
Thao, Pao Lee, Antonio Lee, Koua Lee, Nhia  
Thai Vang, Zeng Lee, Der Lee and Khue Cha

Plaintiffs,

vs.

County of Siskiyou; Jeremiah LaRue and  
Jesus Fernandez, in their official capacities as  
members of the Siskiyou County Sheriff's  
Department and in their individual capacities;  
and Brandon Criss, Ed Valenzuela, Michael  
N. Kobseff, Nancy Ogren, and Ray A. Haupt,  
in their official capacities as members of the  
Siskiyou County Board of Supervisors and in  
their individual capacities; Edward Kiernan,  
in his official capacity as County Counsel for  
Siskiyou County and in his individual  
capacity; and DOES 1-100,

Defendants.

Case No.: 2:21-cv-00999-KJM-DMC

**DECLARATION OF RICK DEAN IN  
SUPPORT OF DEFENDANTS'  
OPPOSITION TO PLAINTIFFS'  
MOTION FOR PRELIMINARY  
INJUNCTION**

Complaint Filed: June 4, 2021

First Amended Complaint Filed: July 15, 2021

1 I, Rick Dean, do declare as follows:

2 1. I am currently employed by the County of Siskiyou as a Community Development  
3 Director. Prior to that I was employed by the County of Siskiyou as the Deputy Director of  
4 Environmental Health. In my capacity in both positions I am intimately familiar with the facts and  
5 ordinances involved in this litigation.

6 2. Safe and legal habitation in the state of California requires residents to utilize potable  
7 water for drinking and bathing. Agricultural water such as the water targeted by the ordinances in  
8 question is not safe for human consumption or for bathing.

9 3. The agricultural water targeted by the ordinances is legally usable for legally-  
10 approved agricultural purposes such as the irrigation of crops and vegetables and for watering  
11 livestock. It is not tested or treated for contaminants that may cause health risks if ingested or  
12 utilized for external use such as bathing by humans.

13 4. For water to be considered potable as defined by California Health and Safety Code  
14 113869, the water and delivery truck must be specifically maintained and licensed. California  
15 Health and Safety Code requires water haulers to get a Water Hauler's License from the  
16 Department of Public Health, Food and Drug Branch (FDB). To insure that delivered potable water  
17 remains potable for human use, the receiving vessel for the end user must also be maintained  
18 enclosed, clean and sanitized for that purpose. Typical water tanks that can be purchased at tractor  
19 supply and farm supply stores are commonly used to store this type of water. Open pools do not  
20 meet the standard for potable water storage and may not be used for that purpose.

21 5. There are several companies located in Siskiyou County that actively provide  
22 potable water and delivery services to customers within the County.

23 I declare under penalty of perjury under the laws of the State of California that the foregoing  
24 is true and correct and that this was executed on this 11<sup>th</sup> day of August, 2021 in Siskiyou County,  
25 California.

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/s/ Rick Dean  
Rick Dean